

1	UNITED STATES DISTRICT COURT	
2	DISTRICT OF NEVADA	
3	ANTHONY D. SIMON,	Case No. 2:21-cv-01172-APG-DJA
4	Plaintiff	ORDER
5	v.	
6	JAMES DZURENDA, et al.,	
7	Defendants	
8		

9 **I. DISCUSSION**

10 According to the Nevada Department of Corrections (“NDOC”) inmate database,
11 Plaintiff is no longer incarcerated. However, Plaintiff has not filed an updated address
12 with this Court. The Court notes that pursuant to Nevada Local Rule of Practice IA 3-1,
13 a “pro se party must immediately file with the court written notification of any change of
14 mailing address, email address, telephone number, or facsimile number. The notification
15 must include proof of service on each opposing party or the party’s attorney. Failure to
16 comply with this rule may result in the dismissal of the action, entry of default judgment,
17 or other sanctions as deemed appropriate by the court.” Nev. Loc. R. IA 3-1. This Court
18 grants Plaintiff 30 days from the date of entry of this order to file his updated address with
19 this Court. If Plaintiff does not update the Court with his current address within 30 days
20 from the date of entry of this order, this case will be subject to dismissal without prejudice.

21 Additionally, the Court denies the application to proceed *in forma pauperis* for
22 prisoners (ECF No. 1) as moot because Plaintiff is no longer incarcerated. The Court
23 now directs Plaintiff to file an application to proceed *in forma pauperis* by a non-prisoner
24 within thirty (30) days from the date of this order or pay the full filing fee of \$402.

25 **II. CONCLUSION**

26 For the foregoing reasons, it is ordered that Plaintiff will file an updated address
27 with the Clerk of the Court within 30 days from the date of this order.

28 It is further ordered that Plaintiff’s application to proceed *in forma pauperis* for

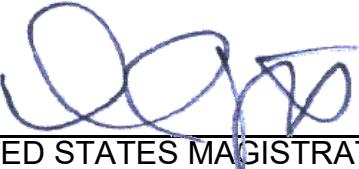
1 prisoners (ECF No. 1) is denied as moot.

2 It is further ordered that the Clerk of the Court will send Plaintiff the approved form
3 application to proceed *in forma pauperis* by a non-prisoner, as well as the document
4 entitled information and instructions for filing an *in forma pauperis* application.

5 It is further ordered that within **30 days** from the date of this order, Plaintiff will
6 either: (1) file a fully complete application to proceed *in forma pauperis* for non-prisoners;
7 or (2) pay the full filing fee of \$402.

8 It is further ordered that, if Plaintiff fails to timely comply with this order, this case
9 will be subject to dismissal without prejudice.

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11 DATED this 13th day of September 2021.

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UNITED STATES MAGISTRATE JUDGE

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